IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 31ST JANUARY 2007 / 11TH MAGHA 1928

WP(C).No. 25292 of 2006(J)

PETITIONER:

P.P.MATHEW, AGED 45 YEARS,
S/O.P.C.PAILO,
VATTAKUNNELPULLIKEL HOUSE,
ERAYIL KADAVU, KOTTAYAM.

BY ADV. SRI.JOY GEORGE
SMT.PRAICY JOSEPH
SRI. ANU VENU

RESPONDENTS:

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1. STATE OF KERALA REPRESENTED BY
THE DISTRICT COLLECTOR, KOTTAYAM.

2. THE CIRCLE INSPECTOR OF POLICE,
EAST POLICE STATION, KOTTAYAM.

3. THE MUNICIPAL SECRETARY,
KOTTAYAM MUNICIPALITY,
KOTTAYAM.

R1 AND R2 BY G.P. SMT. SMITHA SUKUMAR
BY ADV. SRI.T.R.RAMACHANDRAN NAIR
SRI.V.G.ARUN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 31/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 TRUE COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE THE RESPONDENTS.

RESPONDENTS' EXHIBITS: NIL

TRUE COPY

P.S. TO JUDGE.

C.N.RAMACHANDRAN NAIR,J.

W.P.C.NO. 25292 OF 2006

Dated this the 31st day of January, 2007

JUDGMENT

The prayer in the Writ Petition is for a direction to respondents 2 and 3 to prevent autorickshaws parking in front of petitioner's shop. The area is within the Kottayam Municipality and it is not known whether autorickshaws are permitted to park in front of petitioner's shop. If any area is ear-marked for parking of autorickshaws certainly second respondent should ensure that autorickshaws are parked in such area. Parking has to be necessarily permitted in the town area without causing obstruction to the traffic and by retaining ingress and egress to the shops. In other words, even when parking is permitted, sufficient space should be provided in front of every shop so that people can have ingress and egress to the shops. Second respondent is directed to conduct inspection and provide space for ingress and egress to petitioner's shop by marking the area where autorickshaws should not be allowed to be parked. There will be direction to the third respondent to identify suitable areas on the road side and demarcate the same for

autorickshaws parking. Petitioner will produce copy of this judgment for compliance.

W.P. is disposed of as above.

(C.N.RAMACHANDRAN NAIR)
Judge